

LUMBER ASSOCIATION OF CALIFORNIA & NEVADA

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Information for California Proposition 65 “Wood Dust” WARNINGS for Lumber and Building Materials Producers, Distributors and Manufacturers

California’s Proposition 65 law and the addition of “wood dust” to the list has implications for manufacturers, distributors and producers of wood products. A section of the law states:

“to the extent practicable, warning materials such as signs, notices, menu stickers, or labels shall be provided by the manufacturer, producer or packager of the consumer products, rather than the retail seller.” There are varying legal opinions on the application of a California state law outside the borders of the state, but any action, no matter what the outcome, is expensive and time-consuming. Our goal is to assist those involved in any segment of the wood products industry comply with this law to the best extent possible.

Producers, Distributors and Manufacturers are being strongly urged to inform their customers of the warning requirements for posting appropriate warning signs in retail outlets. It is also advised the language in the agreed-to warning sign be made available to the retailer, with an offer of additional signs from LACN or other sources.

LACN will maintain a confidential data base of businesses participating in this voluntary program and be available to confirm, as necessary, the business was furnished with the signs and information. As noted, the California Attorney General’s office has agreed that if this program is followed by a business, it is their opinion this will satisfy the “clear and reasonable warning” requirement of the statute. While no one can prevent an action being filed by a third party or government agency, this program may assist in influencing dismissal of any action and deter such lawsuits.

LACN will have available on its website additional materials and information on Proposition 65 and compliance matters. Additionally, LACN will keep participating businesses apprised of future actions and will coordinate compliance with other wood products industry organizations and individual firms.

Additional materials for manufacturers, suppliers and producers are also available from the Western Wood Products Association at www.wwpa.org Please contact Ken Dunham, LACN Executive Director, for any additional information. 800/266-4344 or kend@lumberassociation.org

LACN will provide the following:

- Ready-to-post warning signs (3 signs included per package and recommended per location, multiple locations see pricing below)
- Recommendations for appropriate placement in business
- Recommendations for other posting locations and customer notifications
- Periodic educational and compliance information, reports and website data
- Monitoring and data base of businesses participating
- Coordination with other wood products industry organizations and individual firms

COST: Includes shipping and sales tax

\$45 LACN Associate members \$ _____

Additional locations @ \$20 each # _____ \$ _____

(Non-member orders must be prepaid)

\$165 Non-Member manufacturer, producer, wholesaler \$ _____

Additional locations @ \$60 each # _____ \$ _____

Total: \$ _____

WARNING Drilling, sawing, sanding or machining wood products generates wood dust, a substance known to the State of California to cause cancer. Avoid inhaling wood dust or use a dust mask or other safeguards for personal protection. CALIFORNIA HEALTH AND SAFETY CODE SECTION 25249.6
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Name: _____ Company: _____

Address/City/State/Zip: _____

Email: _____ Phone: _____ Fax: _____

- INVOICE US (Non-member orders must be prepaid) CHECK ENCLOSED FOR \$ _____
- MasterCard Visa American Express Discover

Card Number: _____ CCV-CSC#: _____ Expiration Date: _____

Name on Card: _____ Authorized \$ to Charge: _____ Date: _____

If company card - Company Name: _____ Cardholders Signature: _____

This information is designed for general educational purposes and is not intended to serve as legal, health or medical information. Legal and medical questions should be referred to appropriate professionals.

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